

1653

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: DEX-0243
Inventors: Recipon et al.
Serial No.: 10/016,349
Filing Date: October 26, 2001
Examiner: Not Yet Assigned
Group Art Unit: 1653
Title: Compositions and Methods Relating to
Lung Specific Genes and Proteins

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I, Kathleen A. Tyrrell, Registration No. 38,350,
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On this date: April 15, 2003

Kathleen A. Tyrrell
Kathleen A. Tyrrell, Registration No. 38,350

U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

(XX) In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified

application, within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, no additional fee is required.

() In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, therefore:

() Certification in Accordance with §1.97(e) is attached hereto; or

() The fee of \$180.00 as set forth in §1.17(p) is attached.

() In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee, therefore included are: Certification in Accordance with §1.97(e); Petition Requesting Consideration of the Information Disclosure Statement; and the fee of \$130.00 as set forth in §1.17(I)(1).

(xx) Copies of each of the references listed on the attached Form PTO-1449 (modified) are enclosed herewith.

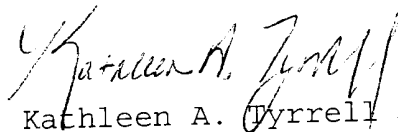
() In accordance with §1.98(d), copies of some or all of the references listed on the attached Form PTO-1449 (modified) are not enclosed herewith because they were previously submitted to the U.S. Patent and Trademark Office in prior application Serial No. _____, filed _____, for which a claim for priority under 35 U.S.C. §120 has been made in the instant application.

Please charge any deficiency or credit any overpayment to Deposit Account No. 50-1619. This form is submitted in duplicate.

() The relevance of the listed references in a foreign language is as stated in the specification at pages @@.

(xx) All listed references are in the English language.

Respectfully submitted,



Kathleen A. Tyrrell
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Date: April 15, 2003

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Sheet 01 of 02

Form PTO-1449 Modified

List of Patents and Publications
Cited by Applicant
(Use several sheets if necessary)

U.S. Department of Commerce

Docket No.
DEX-0243

Serial No.
10/016,349

Applicant
Recipon et al.

Filing Date
October 26, 2001

Group
1653

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass

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FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Translation YES	NO
	BA	WO 99/60160	25-11-99	PCT	x	

EXAMINER

DATE CONSIDERED

Form PTO-1449 Modified		Docket No. DEX-0243	Serial No. 10/016,349
List of Patents and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Recipon et al.	
		Filing Date October 26, 2001	Group 1653
U.S. Department of Commerce			
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)			
	AA	Birren et al., "Homo sapiens chromosome 8, clone RP11-17A4, complete sequence", 15 November 1999 accession no. AC013644 XP-002231996	
	AB	Hillier et al., "zv97f02.s1 Soares_NhHMPu_S1 Homo sapiens cDNA clone IMAGE:767739 3', mRNA sequence", 14 May 1997 accession no. AA418028 XP-002231995	
	AC	Sunday M.E., "Differential display RT-PCR for identifying novel gene expression in the lung", American Physiological Society 1995 L273-L284 XP008013304	
	AD	Wang et al., "Identification of genes differentially over-expressed in lung squamous cell carcinoma using combination of cDNA subtraction and microarray analysis" Oncogen 2000 19:1519-1528 XP-000951444	
	AE	National Cancer Institute, Cancer Genome Anatomy Project (CGAP), Tumor Gene Index: 1 December 1998 "q180h12.x1 Soares_NhHMPu_S1 Homo sapiens cDNA clone IMAGE:1878695 3', mRNA sequence", accession no. AI288478 XP-002231994	
EXAMINER		DATE CONSIDERED	